

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION

CIVIL NO. 1:06CV2

THEODORE R. ANDERSON,)
)
 Plaintiff,)
)
 Vs.)
)
)
JEFFREY R. DOBSON; GERALD)
W. SODERQUIST; ROBERT W.)
MIDDLETON; and ARTHUR D.)
ACKERMAN,)
)
 Defendants and Third-Party)
 Plaintiffs,)
)
 Vs.)
)
)
HALEAKALA RESEARCH AND)
DEVELOPMENT, INC.,)
)
 Third-Party Defendant.)
)

O R D E R

THIS MATTER is before the Court *sua sponte* to continue the trial
from the September 2007 term in the Asheville Division.

The Court has under advisement the Magistrate Judge's
Memorandum and Recommendation and the parties' objections thereto
regarding the pending motions for summary judgment and partial summary

judgment, the motion to dismiss, and motion to strike. The Court will not complete its review of the Memorandum and Recommendation, objections, and the parties' motions in time for them to adequately prepare for trial for the September 2007 term.

IT IS, THEREFORE, ORDERED that the Clerk calendar this case for trial during the Court's November 2007 term in the Asheville Division. The pretrial conference scheduled for August 27, 2007, is cancelled.

Signed: August 21, 2007



Lacy H. Thornburg
United States District Judge

